

**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

VELERON HOLDING, B.V.,

Plaintiff,

v.

BNP PARIBAS SA, *et al.*

Defendants.

12 Civ. 5966 (CM)

**NOTICE OF MOTION TO DISMISS THE FIRST AMENDED COMPLAINT
FOR FAILURE TO STATE A CLAIM,
AND ON THE GROUND OF *FORUM NON CONVENIENS*,
ON BEHALF OF BNP PARIBAS, CREDIT SUISSE INTERNATIONAL,
NEXGEN CAPITAL LIMITED, AND THE ROYAL BANK OF SCOTLAND N.V.**

PLEASE TAKE NOTICE that, upon the annexed Memorandum of Law in support of this motion, the Declaration of Anthony M. Candido dated January 18, 2013 and the exhibits attached thereto, the Declaration of Remi Lefevre-Moulenq dated November 16, 2012, the Declaration of Abhishek Sudhir dated November 16, 2012, the Declaration of Trevor Collop dated November 16, 2012, the Declaration of Nicola O'Connell dated November 16, 2012 and the exhibits attached thereto, and upon the pleadings herein, Defendants BNP Paribas, Credit Suisse International, Nexgen Capital Limited, and The Royal Bank of Scotland N.V., by their attorneys, Clifford Chance US LLP, will move this Court, before the Honorable Colleen McMahon, United States District Judge, at the United State District Court for the Southern District of New York, 500 Pearl Street, New York, New York 10007 for an order granting their Motion to Dismiss the First Amended Complaint with prejudice pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure and on the ground of *forum non conveniens*.

Dated: New York, New York
January 18, 2013

Respectfully submitted,

/s/

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